



**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	)	Docket No.: 016472-0311707
Soheil SHAMS	)	Confirmation No.: 3936
Serial No.: 10/658,763	)	Examiner: Gregory M. Desire
Filed: September 10, 2003	)	Group Art Unit: 2625
For: AUTOMATED DNA ARRAY IMAGE SEGME	ENTATIO	N AND ANALYSIS

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby makes of record in the above-identified application the documents listed on the attached Form PTO-1449.

Applicant has listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated. Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not an issue.

Serial No. 10/658,763 Docket No.: 016472-0311707

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a request for continued examination under 37 C.F.R. 1.114. No certification or fee is required. 37 C.F.R. 1.97(b).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449.

Respectfully submitted,

PILLSBURY WINTHROP SHAW PITTMAN LLP

Customer No. 00909

Timothy/C. Rooney Registration No.: 55,878

P. O. Box 10500

McLean, Virginia 22102 Telephone: (703) 905-2000

Telefax: (703) 905-2500

Attorney for Applicant

Dated: August 5, 2005

30543921v1 2

MIR O 5 MIR SEE

Form PTO-1449

## INFORMATION DISCLOSURE CITATION IN AN APPLICATION

Docket Number Application Number		
016472-0311707 10/658,763		
Applicant(s)		
Soheil SHAMS		
Filing Date	Group Art Unit	
September 10, 2003	2625	

			U.S. PA	ATENT DOCUMENTS				
*EXAMINER INITIAL	REF	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING IF APPROF	
						-	<u> </u>	
<del>-</del>						L	ļ	
			FOREIGN	PATENT DOCUMENT	'S			
	REF	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	Transl: YES	
<del> </del>			<del> </del>		<del> </del>	<del> </del>		
	I	l	<u> </u>	I	. It	_L	I	l:
			·	ling Author, Title, Date,				
		Genetics, Volume	e 10, No. 4, 19	G. D. SCHULER, "Establis 95, pages 369-371.		•		<u>ure</u>
	1B			S. BOGUSKI, et al., "A Ge		luman Genon	ne",	
	1C	Science, Volume	2/4, ISSUE 528	37, October 25, 1996, pag ID, P. O. BROWN, M. L. E	es 540-546.	MELTZED N	DAY	·
		CHEN, Y. A. SU,	and J. M. TRE	NT, "Use of a cDNA Micro	oarray to Analyz	e Gene Expr	ession	
	1D.	Patterns in Human Cancer", Nature Genetics, Volume 14, No. 4, December 1996, pages 457-460.  BIO031 – M-L. T. LEE, F. C. KUO, G. A. WHITMORE, J. SKLAR, "Importance of Replication in Microarray Gene Expression Studies: Statistical Methods and Evidence from Repetitive cDNA Hybridizations", Proceedings of the National Academy of Science, Volume 97, No. 18, August 29, 2000, pages 9834-9839.						
_	1E			CHOF, "Seeded Region ( ce, Vol. 16, No. 6, June 1			on Patt	ern
	1F.	BIO034 - I. H. W Techniques with	TTEN and E. F Java Implemer	RANK, "Data Mining, Pra ntations", Morgan Kaufma	ctical Machine I nn Publishers, 2	earning Tool		
	1G	available at http:/	/support.sas.co	CLUS, "SAS/STAT 9.1 Usom/documentation/onlined	loc/91pdf/index	913.html#ba	se	
	1H							
	11			nual," Version 2.1, BioDis				
				nual," Draft #1 for Version				
		2002		nual," Draft #1 for Version	·			
	1L	BIO061 - "GeneS	ight Users Mai	nual," Version 3.5, BioDisc	covery, Inc., Ser	otember 3, 20	02	

EXAMINER	DATE CONSIDERED

1M BIO062 - "GeneSight Users Manual," Version 4.0, BioDiscovery, Inc., October 2003

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

1N BIO063 - "GeneSight Users Manual," Version 4.1, BioDiscovery, Inc., 2003

Docket Number **Application Number** 016472-0311707 10/658,763 NFORMATION DISCLOSURE CITATION Applicant(s) IN AN APPLICATION Soheil SHAMS Filing Date Group Art Unit Form PTO-1449 September 10, 2003 2625 **U.S. PATENT DOCUMENTS** \*EXAMINER REF DOCUMENT NO. CLASS SUBCLASS FILING DATE DATE NAME INITIAL APPROPRIATE **FOREIGN PATENT DOCUMENTS** Translations REF DOCUMENT NO. COUNTRY **SUBCLASS** DATE **CLASS** YES NO OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) BIO064 - Rand R. WILCOX, "Statistics for the Social Sciences", Academic Press, 1996, pages BIO065 - BioDiscovery ImaGene Pamphlets, date unclear (possibly 1997), distribution unclear, 8 BIO069 -http://www.stratagene.com/products/displayProduct.aspx?pid=527, 7 pages. BIO071 - T. M. HOUTS, "Improved 2-Color 'Exponential' Normalization for Microarray Analyzes Employing Cyanine Dyes", In S. Lin, editor, Proceedings of CAMDA 2000, "Critical Assessment of Techniques for Microarray Data Mining", December 18-19, Durham, NC, 2000, Duke University Medical Center, 1 page. BIO072 - J. SCHUCHHARDT, D. BEULE, A. MALIK, E. WOLSKI, H. EICKHOFF, H. LEHRACH, and H. HERZEL, "Normalization Strategies for cDNA Microarrays", Nucleic Acids Research, Vol. 28, No. 10, 2000, pages e47i-e47v.

	 <u> </u>
EXAMINER	 DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.